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PRINCE, YEATES & GELDZAHLER

January 18, 2006

Mr. Lee Sim
Division of Water Rights
1594 West North Temple, Suite 220
Salt Lake City, UT 84114-6390

RECEIVED

JAN 19 2006

**WATER RIGHTS
SALT LAKE**

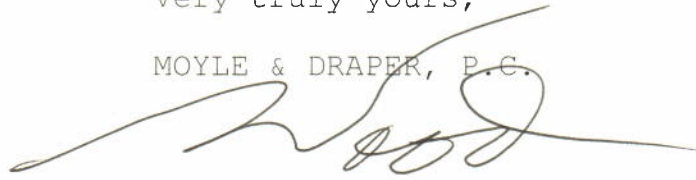
Re: Minutes of the Annual Meeting of the Water Users
of the Lower Jordan River

Dear Mr. Sim:

Enclosed is the original of the Annual Meeting Minutes
for 2006. Copies should be distributed to Members of the
Committee with the 2005 Annual Reports of the trust fund and the
Commissioner.

Very truly yours,

MOYLE & DRAPER, P.C.



O. Wood Moyle III

OWMIII\cb

Enclosure

cc: Douglas L. Olson (w/o encl.)
Stephen Bamberger (w/o encl.)
Fred Lewis (w/o encl.)

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JAN 19 2006

WATER RIGHTS
SALT LAKE

**MINUTES OF THE ANNUAL MEETING
OF THE WATER USERS OF THE LOWER JORDAN RIVER**

The annual meeting of the Water Users of the Lower Jordan River Distribution System and representatives of the Division of Water Rights was held Tuesday, January 17, 2006, in a conference room of the Natural Resources Building, 1594 West North Temple, Salt Lake City, Utah. Present at the meeting were Lee Sim, John Larsen and John Mann, Utah Division of Water Rights; Lynn H. Jensen, Lower Jordan Water Commissioner; Fred Lewis, Lower Jordan; O. Wood Moyle III, New State Incorporated; Rich Hansen, DWR Farmington Bay; Richard N. Gilbert, Ambassador Duck Club; Richard Staples, Rudy Duck Club; Joe Polidori, North Point Fur and Reclamation Company; Jim Grambihler, Brown Investment Trust; Elaine Holmon, water users; and, Bob Cummings, Hill.

Fred Lewis served as the Chairman of the meeting; O. Wood Moyle III served as Secretary.

The Minutes of the Annual Meeting held January 12, 2005, were unanimously approved.

Fred Lewis circulated a Summary of (Legal) Actions for 2005 and presented a report with respect to it. His report was unanimously accepted.

The 2005 Annual Commissioner's Report of the Lower Jordan Water Distribution System was then distributed.

The report of Commissioner Lynn Jensen was given and reviewed. Thereafter, on motion made and seconded The Commissioner's report was accepted.

John Larsen presented the Engineer's 2005 financial report which on motion made and duly seconded was unanimously approved. Lee Sim reported that this year's State Engineer's assessment will be \$1,360.

After discussion of the 2005 budget the following 2006 budget and assessment was moved, seconded and passed unanimously:

LOWER JORDAN RIVER DISTRIBUTION SYSTEM

2006 BUDGET EXPENDITURES

<u>Description of Budget Item</u>	<u>Amount Approved</u>
State Engineer's Assessment	1,360.00
Salary	9,500.00
Social Security	727.00
Retirement	1,478.00
Travel Expense	8,000.00
Insurance Premiums	138.00
Contractual Services	350.00
Secretarial Expense	100.00
Telephone Expense	400.00
Committee Expense	200.00
Miscellaneous Expense	<u>3,000.00</u>
TOTAL 2006 BUDGET	<u>25,253.00</u>

The 2006 assessments are to be in the amount of \$20,000.00, the assessments to be computed on the same basis as in the past, i.e., first computation of the Brighton North Point's share, the balance to be assessed one-half to the river users and

one-half to the surplus canal users, in the proportion of rights claimed, with a minimum of five dollars, actual computations to be made by the Division of Water Rights.

In connection with the distribution of water for the coming year the following motion was moved, seconded, and passed unanimously.

RESOLVED: That in the event of low water this year, "low water" being defined as below 325 second feet of water owned by users below the diversion between the Jordan River and the Surplus Canal and excluding water not owned by users below that diversion point, the water owned by users below the point of diversion between the Jordan River and the Surplus Canal is to be divided one-half to the river and its users and one-half to the Surplus Canal and its users for the water year 2006 only and without prejudice to any of the legal rights of the parties involved.

BE IT FURTHER RESOLVED: That the Committee of the Lower Jordan Water Users Association be and it is hereby authorized and directed to take such steps as are necessary or appropriate to effectuate the foregoing resolution.

BE IT FURTHER RESOLVED: That the foregoing two resolutions with applicable updates for each successive year shall be and remain in full force and effect for later water years until further legal resolution by the Lower Jordan Water Users Association.

It was the consensus of the body that a reference to the foregoing resolutions with applicable updates of the water years applicable should be included in the minutes of the annual meeting of the Association each year.

Upon motion duly made, seconded and unanimously carried, the following persons were named to act as members of the Lower Jordan Water Users Association Committee for the coming year and until their successors are elected or appointed:

Dick Gilbert
4071 Minuet Court
West Valley City, UT 84119

Secretary - O. Wood Moyle III
City Centre I, Suite 900
175 East 400 South
Salt Lake City, UT 84111

Richard Staples
4711 South Bench Creek Road
Woodland, UT 84036

Claudia Conder
Utah Power & Light Company
1407 West North Temple, Suite 110
Salt Lake City, UT 84116

David Hinckley
3500 North 2200 West
Salt Lake City, UT 84116

Chairman - Fred Lewis
3011 South Orchard Drive
Bountiful, UT 84010

Elliott Christensen
40 East South Temple, #300
Salt Lake City, UT 84111

David Quinney
423 E Broadway
Salt Lake City, UT 84111

Richard Hansen
Division of Wildlife Resources
2004 North 1400 West
Clinton, UT 84015

Upon motion made, seconded and passed unanimously Mr. Lewis was elected Chairman and Mr. Moyle, Secretary, of the Committee.

There being no further business the meeting was adjourned.


Secretary of the Meeting